

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 765

IN THE MATTER OF:

Served December 14, 1967

Application of D. C. Transit)
System, Inc., to Amend Certi-)
ficate of Public Convenience)
and Necessity to Extend Route)
82.)

Application No. 458

Docket No. 159

D. C. Transit System, Inc., has filed an application for reconsideration of Order No. 759, served December 1, 1967, in which it claims three (3) grounds as error.

The Commission is of the opinion that reconsideration should be granted, and the matter set for further hearing. Transit may, at that time, present such argument and adduce such evidence as it may deem pertinent to the issues it has raised. Moreover, the Staff is directed to present its analysis of the issues raised by Transit.

Transit's application suggests that its Notice of Withdrawal, filed on December 1, 1967, has effectively vacated the issues in this proceeding. We discussed this question in Order No. 759 and we continue to be convinced that that Notice did not serve to terminate this proceeding. However, in order that our treatment of substantive questions not be clouded by procedural problems, we will exercise our power under the Compact to deal with this inquiry sua sponte.

Transit's evidence requires a resolution. Therefore, the basic question as to whether the public convenience and necessity requires the extension of Route 82 will receive a definitive and substantive answer, in this proceeding, regardless of the label attached to the proceeding.

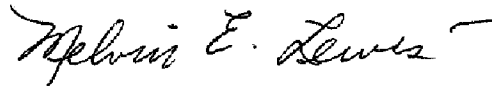
THEREFORE, IT IS ORDERED:

1. That the application of D. C. Transit System, Inc., for reconsideration of Order No. 759 be, and it is hereby, granted.

2. That pursuant to Sections 13(b) and 16, the proceeding be, and it is hereby, re-opened and set for further hearing on ~~Tuesday~~, February 5, 1967, at 9:00 A.M. in the Hearing Room of the Commission, 1815 North Fort Myer Drive, Arlington, Virginia.

Monday

BY DIRECTION OF THE COMMISSION:



MELVIN E. LEWIS
Executive Director